Meerut—Hashimpura, picked up 41 boys, etc. etc. This was an active genocide, .who was (present at Meerut at that time on that fateful night? .The Chief Minister was present there in Meerut and So was Mr. Chidambaram present".

Madam, the record will show that,Mr. Subramanian Swamy maintained this charge despite my rising and telling him to be careful before he makes the charge. Madam, accompanied by Shrimati Mohsina Kidwai, I went to Meerut by an IAF helicopter and reached Meerut at about 5 p.m. on the 19th of May 1987. Efforts were made to control the riots which had broken out in Meerut. The situation was brought under control at about 10 p.m. on that day. I returned to Delhi in the forenoon of 20.5.87 by an IAF helicopter. I did not go back to Meerut later ia the day on 20.5.87 nor was I at Meerut on 21.5.87 o$_r$ 22.5.87. It is for the House and honourable Members to decide what should be the response of this House towards such a grave, sGurrilous defamatory charge, made by an honourable Member yesterday despite my rising to say that he should be careful about making the charge. As far as I am concerned, as I said yesterday, I am not angry with him, I ami not upset with him. Twenty years ago I decided that I would not take him seriously and I will not change my mind. No one I know takete him seriously. But this is really for the House *to* decide whether a Member can make such 'a charge despite being cautioned that he should not make such a charge without ascertaining the.facts and figures. I leave that matter there. Now. there is no time to cover the other aspects. There are a number of matters referred to. I will wind up in half - a minute. Left-wing extremism is a matter about which we are concerned. On . 8th January we held a meeting with States that were affected hy the left-wing extremism to marshal their resources and fight the left-wing extremism. I have earlier mentioned that the States affected are Andhra Pradesh, Bihar, Madhya Pradesh and Maharashtra. In the next two weeks we hope to call these States to deal with left-wing extremism. But there must be not only political will but administrative skill in fighting the left-wing extremism. H you allow the left-wing extremists to grow in these States, We will face a very difficult situation after some time. Government of India is fully prepared to,extend every possible support to the State Governments to fight left-wing extremists who take to violence. Various steps have been cited. Mr. Kalpnath insisted that I should answer a point he had made. It is true that representations were given against the former Defence Minister. As I have already informed Mr. Kalpnath Rai, some of the allegations have been referred to the State Government and some to the Ministry of Finance for a report. I would not be in a position to comment on the allegations Unless we get the reports from the State Government and the Ministry of Finance. We are examining the allegations ,

I would once 'again appeal to the House to see not only the dark side of the picture but also the bright side of the picture. There has been communal peace and harmony in this country for nine months. We have not had any major communal incident in the north-east. We have a large measure of peace and stability. We have strengthened our para-military forces. We are resolved to fight any kind of extremist violence. We want the cooperation of State Governments,. We want them to enforce law and order. We want them to apply laws. We want them to ask for whatever help they need from the Centre. We want them to apply the laws which are there to protect women, weaker sections, Harijans and other communities. With the cooperation of the State Governments we hope that we can see through this year and we will be able to show a better record this year and we will hopefully be able to wipe out even that little bad chapter which occurred last year between April and June on the communal front.

Report and minutes of Joint committee on bofors contract

THE DEPUTY CHAIRMAN: Now Mr. Darbara Singh.

SHRI PARVATHANENI UPENDRA (Andhra Pradesh): I wanted to raise a point of order Madam,...'.'..

THE DEPUTY CHAIRMAN: Yes, Mr. Upendra.

SHRl JASWANT SINGH (Rajasthan): T also had a point of order....

THE.DEPUTY CHAIRMAN; Not everybody. He had given it in writing.

SHRI JASWANT SINCH: I too have given it in.writing...

THE DEPUTY CHAIRMAN: No. I don't have anything here,...

SHRI JASWANT SINGH: For the-functioning of the Secretariat of Rajya Sabha 1 would request you not to penalise me.

THE DEPUTY CHAIRMAN: It is here. All right. You will speak after him.

SHRI PMYATHANENI UPENDRA: Madam, reports of this nature of Joint Committees are governed by Rule, 90(6) the.Rajya Sabha Rules and Rute 303(6) of the Lok Sabha Rules. As you. are aware, one of..the honourable Members of tbis Joint Committee who belongs to this House, wanted, to append a dissent note to the report. When the Chairman of the Committee wis allegedly reluctant to giv-, him the permission, {he matter wr brought to the.notice of the Speaker of Lok Sabha and also the Chairman of Rajya Sabha.. Meanwhile, ... *{Interrup tiojis)* I am coming to that. Please listen to,me fully. Please listen.carefully ... *{Interruptions)...* Please listen .. *{Interruptions)...*

SHRI MIRZA IRSHADBAIG (Gujarat): What, is his point of order, Madam? *(Interruptions).,.,*

SHRI PAWAN KUMAR BANSAL (Pujab): What is the point of order? (I*nterruptions)...*

SHRI PARVATHANENl UPENDRA: Don't be in a hurry.,,*{Interruptionsy...*

, . SHRLPAWAN.' KUMAR . , BANSAL: ,We. are rot diseussing the .Report.,.. *{Interruption*

SHRI PARVATHANENI UPENDRA: You have said enough. You can counter me later. But let me finish first ..... *{Interruptions)*.....,

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS (SHRI M. M. JACOB): I 'am only trying to correct you. *{Interruptions)*

SHRI PARVATHANENI UPENDRA: Do not stop me.... *{Interruptions)* ....

THE DEPUTY CHAIRMAN: Mr. Upendra, do not go into the marits.

SHRI PARVATHANENI UPENDRA: I am not going into the merits, Madam. I am only going into the procedure. HOW do I know what it contains? How ' can I know that? So, how can I go into the merits?

Madam, ultimately, the Speaker has permitted the honourable Member to append a note.

f!HRI DIPEN GHOSH (West Bengal): Are you sure that it is a note of dissent?

SHRI PARVATHANENI UPENDRA: Not in the form of dissent, but as a note. But today's papers have' reported, Madam, that "at an emergency meeting of the Committee on Monday, Mr. runa was asked to withdraw his note of dissent as he was a party to all the decisions taken by the panel and its discussions."

THE CHAIRMAN: No, uo,:..*{Interruptiom) ...*

SHRI PARVATHANENI UPENDRA: Let me make my-poiat, Madam. How can you presume what I am going to say? *{Interruptions)...-lt* is a- very bad habit.... *(Interruptions)*.... Please litsen. If- I make irrelevant points, you can remove taeav But please listen to me.

THE DEPUTY CHAIRMAN: You ere to- state only the relevant things.

SHRl PARVATHANENI UPENDRA; Yes. - Only,relevant things I "will tell. Let me •first -make ,.my point -

THE DEPUTY CHAIRMAN: You sec, what has appeared in the papers is not the point of discussion.

SHRI PARVATHANENI UPENDRA: Not necessarily. Let him deny; the honourable Member who is going to place it may deny what I say and he may give an explanatory note.

THE DEPUTY CHAIRMAN; It should be only regarding procedure.

SHRI PARVATHANENI UPENDRA: Yes, I am coming to the procedure. The report says:

> "Mr. Aruna refused to do so. Fol-lowing this, the Committee- rejected his note of dissent and refuted all the allegations.'

The wording is "rejected his note of dissent.". My -point of order is that as per the two Rules which I have quoted, the Rules of the Lok Sabha and the Rules of the Rajya Sabha... *{Interruptions)*

SHRI PAWAN KUMAR BANSAL: We do not accept what the paper says... *(Interruptions)...*

SHRI PARVATHANENI UPENDRA: Please sit down, Mr. Bansal, it is for her, it is for the Deputy Chairman, to allow me... *(Interruptions)* ... Please sit down. You have been a Vice-Chairman and this way you should not obstruct a Member.. *(Interruptions)...*

THE DEPUTY CHAIRMAN: Please sit down. ..*(Interruptions)* ... Please sit down, Mr. Bansal. Mr. Bansal, I have not alloiwed" - yoa:"I am Bers. " So you please sit down... *(Interruptions)...*

SHRI PAWAN KUMAR BANSAL: Kindly ask. him-to withdraw what he said ... *(Interruptions)*

THE DEPUTY CHAIRMAN: No quarrel on this now.

SHRI PARVATHANENI UPENDRA; Madam, according to the *two* Rules of the Lok Sabha and the Rajya Sabha which I have quoted, any portion of a note given by a Member can be expunged or removed or rejected only by the Speaker or the Chairman as the case may be. And, Madam, Kaul and Shakdhar's book also says on page 684:

> "A Member who is in agreement with (he Report and yet thinks that a particular matter has not been given proper emphasis or who desires to make further suggestions in respect of any matter connected with the Bill or any matter dealt with in the Report may give a note as distinguished from a minute of dissent to the Report. Notes like minutes of dissent are also appended to the Report when it is presented to the House. The procedure for submission of notes to the Report is the same as followed in regard to the minutes of dissent."

Therefore, these two Rules have prescribed the procedure for rejecting or expunging any portion of a note given by a dissenting Member. Here the Chairman ©r the Speaker has not exercised bis option as per the Rules, but the Committee has rejected the note. My point is that the Committee has rejected the note. ... *(Interruptions)* ...

THE DEPUTY CHAIRMAN-. How do you know?

SHRI PARVATHANENI UPEKDRAV That is what T want to lcnow.'My point of order is fliat if this Report which is going to be submitted' contains any portion rejecting the note alleged to have been given by" Mr. Aruna, this Report ig not in order and it cannot be placed before the House.

- 3HRI DARBARA SINGH (Punjab): Madam,, "I beg to lay on the Table a copy' of-the *Report'*.-.-. *(Interruptions}...*

THE DEPUTY CHAIRMAN: Mr. Darbara Singh, just wait.

SHRI PARVATHANENI UPENDRA: Madam, let him clarify that. I want a clarification on that. I want a ruling on that from you.

THE DEPUTY CHAIRMAN. Yes, Mr. Jaswant Singh. You make youtpoint now.

SHRI JASWANT SINGH: Have you ruled on that? Before I submit my point of order, I wish to be clear about instructions. Are you permitting hon.

THE DEPUTY CHAIRMAN: I am permitting you to raise your point of order. You wanted to raise a point of order, isn't it?

SHRI JASWANT SINGH: Yes. THE DEPUTY CHAIRMAN: You can do that

SHRI JASWANT SINGH: Would you be ruling on my point of order or Sardar Darbara Singhji would be ruling?

THE DEPUTY CHAIRMAN: It all depends upon the nature of the point of order you are going to raise.

SHRI JAJiWANT SINGH: Right. Madam, the point of order I am raising refers to Rule 250 read with Rule 266. It also refers Article 19 of the Constitution. I firet deal with Article 19 of the .Constitution, because so far as Article 19 goes it irt a very famous article, recently attacked. It gives us protection of certain rights regarding freedom of speech. The submission that I wish to make is that should what my esteemed colleague and hon. friand just stated ba correct, and if it is indeed correct that a Member of this House who wished to submit a note, whether of assent or disset to the Committee's findings, has not been permitted and to submit his note then this is infringement of the freedom of speech. I do request that the right *to* submit a note, whether of assent or dissent is the fundamental right of that Member as a part of that committee. I wish to make a further sutmiission. -Madam, that indeed it is a conwrittee of the Lok Sabha. It is also s conunittee which, when it was formed, was enjoined upon to function under the directions of the Speaker. Therefore, at no stage would even the Speaker ever say that this committee shall function in a manner which abrogates Article 19 about the right of freedom of speech. If a Member of this House wanting to ap-pend a note has been forbidden by the committee itself to so append that onte, then I think that this committee has violated Article 19 and the laying of this committee's report on the Table of the House will be a violaion of the Constitution. Hence it must not be permitted. That is my first point.

My second point is about Rule 250 read with Rule 266. Rule 266 is about residuary powers which are with ihe Chair. Rule 250 relates to matters relating to the laying on the Table of the House, Now, I would appeal to you, Madam, that in case, despite our protests you still permit this* report to be laid on the Table of the House, then I request that at least give permission to have sufficient copies to enable us at least to look at" it. It must not be merely a formality. When are we going to see this* report?

THE DEPUTY CHAIRMAN: Only you have to raise a point of order. You are making a lecture on this. Please, try to be very brief. *(Interruptions)* Now I ask Mr. Darbara Singh to lay the Report on the Table, and while reporting, if he wants to say anything on this.. .*(Interruptions)* ...

SHRI PARVATHANENI UPENDRA; What is the ruling? I made two points. One is whether that note has been appended or not. Second, whether the committee has rejected the note of dissent. Then it is out of its power. *(Interruptions)*

THE DEPUTY CHAIRMAN: Please sit down. *(Interruptions)* Now, nobody else. Mr. Dabana Sngh**.** *{Interruptiom*)

My ruling is that they gave their report and whether that note has been appended or not I as Deputy Chairman do not know about it, because I have not seen the report. Therefore, what is the fact, only Mr. Darbara Singh can say. And,

†Expunged as ordered by the Chair.

therefore, while laying that on the Table of the House he can explain if he wants to.

SHRI PARVATHANENI UPENDRA: It is irregular.

SHRI DAIBARA SINGH: Madam, I beg to lay ia the Table a copy each (in English and Hindi) of the Report and Minutes of Ihe Joint Committee to enquire into Bofors Contract. *(Interruptions)*

THE DEPUTY CHAIRMAN: I condemn the atlitude of Mr. Upendra and his lack of knowledge of the rules of the House. This throwing of papers at the Chair is the most disgusting behaviour of Mr. Upendni.

SHRI V NARAYANASAMY: (Pondicherry): Ma lam, Mr Upendra should be named.

. THE DEPUTY CHAIRMAN: It was disgusting that he threw papers at the Chair when lie was given sufficient time to speak and to raise his point of order.

DR. (SHRIMATI) NAJMA HEPTULLA (Maharashtra); Madam, we want to move a privilege motion against him for insulting you.

SHRI DARBARA SINGH: Madam, I have laid the report on the Table of the? House in English and in Hindi as well. Two copies ere available in the library. Everybody will get a copy of the report after it is properly done and published. I do not know why they should be in" a hurry. Everything is on record.

THE DEPUTY CHAIRMAN: The report has been laid on the Table of the House.

' DR. (SHRIMATI) NAJMA HEPTULLA: Madam, Mr. Upendra threw papers at the Chair. We want to move a privilege motion against him. *(Interruptions)*

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND THE MINISTER OF STATE EST THE MINISTRY OF HOME AFFAIRS (SHRI P. CHIDAMBARAM); Madam, Mr. Upendra is the person who constantly stands up and tries to teach us decorum. Today he threw papers at the Chair.

THE DEPUTY CHAIRMAN: Now the feelings and the sentiments of the House have been recorded.

The House stands adjourned till 11 of the clock tomorrow.

The House then adjourned at forty-three minutes past six of the clock till eleven of the clock on Wednesday, the 27th April, 1988.